Application No. 10/681,855 Filed October 7, 2003

## AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

- (Previously presented) A method for treating or preventing cancer comprising
  administering to a patient in need of such treatment or prevention a therapeutically
  effective amount of a X-nitro compound or a pharmaceutically acceptable salt, hydrate,
  N-oxide or solvate thereof, wherein said X-nitro compound comprises (i) a nitrocarbon,
  (ii) a nitrocarbon and a nitroamine.
- 2. (Previously presented) The method of Claim 1, further comprising irradiating the patient.
- (Withdrawn) A pharmaceutical composition comprising a X-nitro compound or a
  pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof and a
  pharmaceutically acceptable diluent, excipient or adjuvant.
- 4. (Previously presented) A method for treating or preventing cancer comprising administering to a patient in need of such treatment or prevention a therapeutically effective amount of a pharmaceutical composition comprising a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof and a pharmaceutically acceptable diluent, excipient or adjuvant, wherein said X-nitro compound comprises (i) a nitrocarbon, (ii) a nitroamine or (iii) a nitrocarbon and a nitroamine.
- 5. (Original) The method of Claim 4, further comprising irradiating the portion of the patient which contains the cancer.
- 6. (Originat) The method of any one of Claims 1, 2, 4 or 5 further comprising administering to the patient a therapeutically effective amount of another anti-cancer agent or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof or a pharmaceutical composition comprising the other anti-cancer agent or a pharmaceutically

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acceptable salt, hydrate, N-oxide or solvate thereof and a pharmaceutically acceptable diluent, excipient or adjuvant.

- 7. (Original) The method of any one of Claims 1, 2, 4 or 5, wherein the cancer is breast cancer, renal cancer, brain cancer, colon cancer, colorectal cancer, prostrate cancer or lung cancer.
- 8. (Previously presented) The method of any one of Claims 1, 2, 4 or 5, wherein the X-nitro compound comprises two nitro groups.
- (Previously presented) The method of any one of Claims 1, 2, 4 or 5, wherein the Xnitro compound comprises three or more nitro groups.
- 10. (Original) The method of any one of Claims 1, 2, 4 or 5, wherein the X-nitro compound is 2,4,6,8,10,12-hexanitro-2,4,6,8,10,12-hexaazatetracyclo[5.5.0.0<sup>5,9</sup>.0<sup>3,11</sup>]dodecane, 1,3,5-trinitro-1,3,5-triazacyclohexane, 1,3,5,7-tetranitro-1,3,5,7 tetraazacyclooctane, 4,10-dinitro-2,6,8,12-tetraoxa-4,10-diazatetracylo[5.5.0.0<sup>5,9</sup>.0<sup>3,11</sup>]dodecane, 3-nitro-1,2,4-triaxol-5-one, nitroguanidine, 1,3,3 trinitroazetidine, ammonium dinitride, 1,1,-diamino-2,2-dinitroethane, tetranitrocarbazole or tetranitrodibenzo-1,3a,4,6a tetraazaoentalene.
- 11. (Withdrawn) The method of any one of Claims 1, 2, 4 or 5, wherein the X-nitro compound is 2,4,6,8,10,12-hexanitro-2,4,6,8,10,12-hexaazatetracyclo[5.5.0.0<sup>5,9</sup>.0<sup>3,11</sup>]dodecane, 1,3,5-trinitro-1,3,5-triazacyclohexane or 1,3,5,7-tetranitro-1,3,5,7 tetrazacyclooctane.
- 12. (Original) The method of Claim 2, wherein a portion of the patient is irradiated.
- (Original) The method of Claim 12, wherein the irradiated portion is the portion which is cancerous.
- 14. (Original) The method of Claim 2, wherein the patient is irradiated with photons, electrons or gamma rays.

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- 15. (Previously presented) A method for treating hypoxic tumor cells comprising administering a patient in need of such treatment a therapeutically effective amount of a pharmaceutical composition comprising a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof and a pharmaceutically acceptable diluent, excipient or adjuvant, wherein said X-nitro compound comprises (i) a nitrocarbon, (ii) a nitrocarbon and a nitrocarbon.
- 16. (Previously presented) A method for treating hypoxic tumor cells comprising administering to a patient in need of such treatment a therapeutically effective amount of a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof, wherein said X-nitro compound comprises (i) a nitrocarbon, (ii) a nitroamine or (iii) a nitrocarbon and a nitroamine.
- 17. (Previously presented) A method for treating or preventing solid tumors comprising administering to a patient in need of such treatment or prevention a therapeutically effective amount of a pharmaceutical composition comprising a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof and a pharmaceutically acceptable diluent, excipient or adjuvant, wherein said X-nitro compound comprises (i) a nitrocarbon, (ii) a nitroamine or (iii) a nitrocarbon and a nitroamine.
- 18. (Previously presented) A method for treating or preventing solid tumors comprising administering to a patent in need of such treatment or prevention a therapeutically effective amount of a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof, wherein said X-nitro compound comprises (i) a nitrocarbon, (ii) a nitrocarbon and a nitroamine.
- (Original) The method of any one of Claims 15-18 further comprising irradiating the patient.
- 20. (Withdrawn) A method for treating or preventing inflammation comprising administering to a patient in need of such treatment or prevention a therapeutically

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effective amount of a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof

- 21. (Withdrawn) The method of Claim 20, further comprising irradiating the patient.
- 22. (Withdrawn) A method for treating or preventing inflammation comprising administering to a patient in need of such treatment or prevention a therapeutically effective amount of the pharmaceutical composition of Claim 3.
- 23. (Withdrawn) The method of Claim 22, further comprising irradiating the patient.
- 24. (Withdrawn) A method for treating or preventing autoimmune disease comprising administering a patient in need of such treatment or prevention a therapeutically effective amount of a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxide or solvate thereof
- 25. (Withdrawn) The method of Claim 24, further comprising irradiating the patient.
- 26. (Withdrawn) A method for treating or preventing inflammation comprising administering to a patient in need of such treatment or prevention a therapeutically effective amount of the pharmaceutical composition of Claim 3.
- 27. (Withdrawn) The method of Claim 26, further comprising irradiating the patient.
- 28. (Withdrawn) A method for treating or preventing cardiovascular disease comprising administering to a patient in need of such treatment or prevention of a therapeutically effective amount of a X-nitro compound or a pharmaceutically acceptable salt, hydrate, N-oxides or solvate thereof.
- 29. (Withdrawn) The method of Claim 28, further comprising irradiating the patient.
- 30. (Withdrawn) A method for treating or preventing cardiovascular disease comprising administering to a patient in need of such treatment or prevention a therapeutically effective amount of the pharmaceutical composition of Claim 3.

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- 31. (Withdrawn) The method of Claim 30, further comprising irradiating the patient.
- 32. (New) The method of Claim 1, 4, 15, 16, 17 or 18 wherein said X-nitro compound has an enthalpy of formation between about 5 kcal/mole and about 150 kcal/mole.
- 33. (New) The method of Claim 1, 4, 15, 16, 17 or 18 wherein said X-nitro compound has an enthalpy of formation between about 10 kcal/mole and about 110 kcal/mole.

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